

DECLARATION

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

May 13, 2022

SEAN F. McAVOY, CLERK

1 IMILAN HAVLIK was Arrested and charged Feb 9, 2022. I swear I have
2 No recollection of the 9, 10, 11. Where I was held in a strip cell or crisis cell without
3 property or access to pens or paper or anything.

4 On approximately the 11th of Feb I was Given a pen & paper where I immediately
5 Requested A Kosher diet.

6 Inmate Request "Kit" protocol of 2 to 3 days. for each request for Kosher diet on
7 approximately Feb 19, 2022 I Grieved the Issue. Document one shows completion of Grievance
8 procedure And Appeal. As Roberts bill Sgt. Says he will not take anymore kits
9 Regarding this matter. (priorly Appeal went through Tammi Denney chief of corrections
10 director) Roberts At that segment Aproving Kosher meals but never Receiving
11 April first 2022 bill Roberts Sgt. I waited for diet to be changed from kitchen
12 Never happened. Every day I wrote Aproving Sgt. Bill Roberts. As passover
13 Is quickly Aproaching I start to panic.

14 April first 2022 Sgt. Bill Roberts of the Okanogan county Jail Enters my cell
15 cell. In his Official capacity He advises me that his interview with me Is
16 being recorded. And that he was there to address my allegations of civil Rights
17 violations. (It should be noted I notified bill, Tammi, & Randal that there violation my civil Rights and
18 such acts ARE illegal. Notice was Logged into my central file Folder) He said. He said
19 he would not Address my confinement status. (As IT was Addressed by Randal c. line prior
20 As I try to address this issue anyways. He advised me he would stop the interview.

21 I redirected my Questions I continually expressed the importance of passover
22 and my Dietary needs As I practise Judaism;

23 I NOW again Request from the court Appointment of counsel As this
24 Video Recording "body cam" Is impactive to show deliberate indifference As
25 he states Quote "I Am very Familiar with orthodox Jewish Dietary needs"
26 meaning Judaism. And proving that Bill Roberts Sgt. Know there Is A
27 Difference between the Alternate and no pork or vegetarian offered by Okanogan county
28 Jail Orthodox Kosher meals Required by the practise of Judaism

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Memorandum of Law

29 Ashelmu v. WAWRzaszek III F. 3d 6749th Cir 1997 & Beerherd v.
30 Suthers 286 F 3d. 1179 10th Cir 2002 And Makin v. Colorado Dept. of corrections
31 183 F. 3d 1205 (10th Cir 1999) Requires or Ruled In favor and Required prisons / Institutions
32 to Accomodate detainees / prisoners Religious diets.
33 * where As Ashelmu v. WAWRzaszek III F. 3d 674 9th Cir 1997 having
34 presendence In the 9th Cir Allows prisons to Accomodate Religious diets In away
35 that Is Less / Least costly or difficult for the Institution.
36 * Where As Also William v. morton 343 F3d. 2012 (3rd Cir) Also Ruled In favor
37 for the Institution As No pork and Vegetarian was a viable option for the
38 Plaintiff.
39 This clearly Is Not the case here As Bill Roberts Sgt. under Record
40 ed Interview (I wish to obtain during Discovery) on April 1 2022 states Quote
41 "There Is a Substance difference between the Vegetarian and No pork option
42 offered At this Institution And A Orthodox Kosher diet"
43 Thus the Arguement that Not Enough money or undue burden As Bill
44 Roberts states In Document 1 Line 13 can not be used as a defense And
45 HAVLIK must be Accomodated and Given A Kosher Orthodox diet As All
46 others have a Substance difference In dietary preparation & nutritional
47 values As Bill Roberts indicated Above And Document 1 Line 13 and
48 Video Recording on April 1 2022
49 on March 14, 2022 on the start of Passover I notified bill, Tammi, staff that
50 I was on hunger strike As first 7 days of passover you cant have Yeast Any where In the
51 Preparation or on or near the food. (It should be noted that Bill Roberts Sgt. Approving officer
for Kosher diets Is self Admittedly "Quote well versed or had A Good understanding
of Judaism and Orthodox Jewish dietary needs".
During 7 days of hunger strike I broke 2 teeth from Nashing my Teeth
In Extreme hunger (I Take 500 mg naproxin 2 daily for pain Every

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56 day NOW. pain in constant Every single day NOW. on constant
57 Pain medication for broken teeth.

58 Roberts Bill refusing A Kites or Grievances concerning my dietary
59 needs or related to Judaism in Document 1 Line 22 and 23 he states

60 Quote "He will no longer take complaints involving my dietary NEEDS"

61 This constitutes personal involvement As he was deliberately indifferent

62 To my medical needs Arising from Hunger strike for 7 days knowing and

63 being well versed in Judaism Now and continue to NOT Give me A nutritional

64 meal or Gutor free meal or orthodox Jewish Kosher meal I Am in

65 constant pain As He continues to NOT Answer As previously stated he wouldn't

66 Answer Anything concerning my Kosher dietary needs. or broken teeth

67 malnutrition, muscle joint pain continued denial of Kosher meals. I feel sick

68 when I have to EAT something so I don't die off these trays. I even buy commissary

69 try to Trade people for there fruit Peanut butter, vegetables. As there's nothing

70 Kosher that's in stock on commissary. ITS Just Not Enough I can't Live

71 Like this Im starving. Literally.

72 I beg this court to please Give me/make Tammi, Roberts Give me

73 A Kosher meal. If I have to I'll pay for IT. please. NO I won't

74 they buy pizza for everyone on Saturdays. They can afford A Kosher

75 meal for me please.

76 I Ask for 35000 because of pain & Suffering of broken teeth

77 And starvation continued As they will not Address the damages

78 they have caused Like Letting me see A dentist And they don't just

79 Give 50mg of Naproxin A heavy pain management pill 2 4 day for

80 Nothing. My mouth hurts. And Im hungry. IF Give me food I

81 will be content but please don't Take the Teeth out of the constitution

82 I have A Right to be A Jew Im American And with out money

83 damages being Awarded you'll be taking the teeth out of the constitution

84 I MILAN Richard Havlik junior swear that
85 this 4 page Declaration of events happened
86 to the best of my knowledge At Okanogan County
87 Jail between Feb 9th and continuing in the year
88 of 2022 and Bill Roberts SGT, Tammi Denney
89 and Randal cline. All Individually and In there
90 official capacity having violated my civil right and
91 Federal Laws & Statues by the God of my Fathers
92 Abraham, Isaac and Jacob I swear Is the truth.

93 May 11, 2022

94 
95 MILAN Richard HAVLIK junior.

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